

JORY C. STEELE, SBN 206944
ALAN L. SCHLOSSER, SBN 49957
AMERICAN CIVIL LIBERTIES UNION FOUNDATION
OF NORTHERN CALIFORNIA, INC.
39 Drumm Street
San Francisco, CA 94111

Telephone: (415) 621-2493
Facsimile: (415) 255-1478
jsteele@aclunc.org

DONALD W. BROWN, SBN 83347
STEPHEN E. GEORGE, SBN 244512
COVINGTON & BURLING LLP
One Front Street
San Francisco, CA 94111

Telephone: (415) 591-6000
Facsimile: (415) 591-6091
sgeorge@cov.com

Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

SAMUEL L. GENSAW III, a minor, by and
through MARGARET L. GENSAW, his
mother/legal guardian; LENA-BELLE
GENSAW, a minor, by and through
MARGARET L. GENSAW, her mother/legal
guardian; JON-LUKE GENSAW, a minor,
by and through MARGARET L. GENSAW,
his mother/legal guardian; PETER R.
GENSAW, a minor, by and through
MARGARET L. GENSAW, his mother/legal
guardian; WILLIAM ULMER-GENSAW, a
minor, by and through CURTIS F.
GENSAW, his father/legal guardian;
ANGELICA ULMER, a minor, by and
through CURTIS F. GENSAW, her legal
guardian; CHARLES ULMER-GENSAW, a
minor, by and through CURTIS F.
GENSAW, his father/legal guardian; and
TERESITA ULMER-GENSAW, a minor, by
and through CURTIS F. GENSAW, her
father/legal guardian; ISAIAH PARSLEY, a
minor, by and through RUBY GRUBBS, his
foster parent and guardian ad litem; and
CHERRISA PARSLEY, a minor, by and
through RUBY GRUBBS, her foster parent
and guardian ad litem, Individually on Behalf
of Themselves and All Others Similarly

07 3009
Civil Case No. 07-3009

APPLICATION AND ORDER FOR
APPOINTMENT OF MARGARET L.
GENSAW AS GUARDIAN *AD LITEM*
TO PLAINTIFFS SAMUEL L.
GENSAW III, LENA-BELLE
GENSAW, JON-LUKE GENSAW AND
PETER R. GENSAW (Fed. R. Civ. Pr.
17(c))

APPLICATION AND ORDER FOR APPOINTMENT OF MARGARET L. GENSAW AS GUARDIAN *AD LITEM* TO PLAINTIFFS SAMUEL L. GENSAW III, LENA-BELLE GENSAW, JON-LUKE GENSAW AND PETER R. GENSAW (Fed. R. Civ. Pr. 17(c))

1 Situated,

2 Plaintiffs,

3 v.

4
5 DEL NORTE COUNTY UNIFIED
6 SCHOOL DISTRICT; ROBERT
7 BERKOWITZ, in his official capacity as a
8 member of the Del Norte County Unified
9 School District Board; THOMAS
10 COCHRAN, in his official capacity as a
11 member of the Del Norte County Unified
12 School District Board; FAITH CRIST, in
13 her official capacity as a member of the Del
14 Norte County Unified School District
15 Board; WILLIAM MAFFETT, in his
16 official capacity as a member of the Del
17 Norte County Unified School District
18 Board; JAN MOOREHOUSE, in her
19 official capacity as Superintendent of the
20 Del Norte County Unified School District;
21 and WILLIAM PARKER, in his official
22 capacity as a member of the Del Norte
23 County Unified School District Board,

24 Defendants.

25
26 Margaret L. Gensaw hereby petitions the Court, pursuant to Fed. R. Civ. Pr. 17(c),
27 to appoint her as guardian *ad litem* to her children, Samuel L. Gensaw III, a thirteen year
28 old, Lena-Belle Gensaw, an eleven year old, Jon-Luke Gensaw, a nine year old, and Peter
R. Gensaw, a seven year old, for purposes of the above-captioned lawsuit. Plaintiffs are
minors and are not competent to prosecute this lawsuit on their own behalf.

Simultaneously with this petition, Plaintiffs have filed a Complaint for Violations
of the Fourteenth Amendment to the United States Constitution, Title VI of the Civil
Rights Act of 1964, and California Government Code Section 11135 alleging
discrimination on the basis of National Origin.

Margaret L. Gensaw is a competent and responsible person and is fully capable to
act on Plaintiffs' behalf as guardian *ad litem*. Margaret L. Gensaw is Samuel's, Lena-

1 Belle's, Jon-Luke's and Peter's mother, and is responsible for their well-being, making
2 her appointment particularly appropriate. Attached hereto as Exhibit A is Margaret L.
3 Gensaw's declaration in support of this Application.

4 WHEREFORE, Margaret L. Gensaw moves the Court for an order appointing her
5 as guardian *ad litem*, pursuant to Fed. R. Civ. Pr. 17(c), for the purpose of prosecuting
6 this action on behalf of Plaintiffs Samuel L. Gensaw III, Lena-Belle Gensaw, Jon-Luke
7 Gensaw and Peter R. Gensaw.

8
9 Dated: June 8, 2007

Respectfully submitted,



JORY C. STEELE

ALAN L. SCHLOSSER

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FOUNDATION OF NORTHERN

CALIFORNIA

39 Drumm Street

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DONALD W. BROWN, SBN 83347

STEPHEN E. GEORGE, SBN 244512

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San Francisco, CA 94111

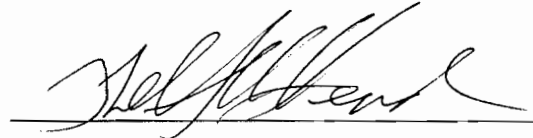
Attorneys for Plaintiffs

ORDER

The petition for an order appointing Margaret L. Gensaw as guardian *ad litem* to Plaintiffs Samuel L. Gensaw III, Lena-Belle Gensaw, Jon-Luke Gensaw and Peter R. Gensaw in the above-captioned matter, pursuant to Fed. R. Civ. Pr. 17(c), is GRANTED.

IT IS SO ORDERED.

Dated: 10/31, 2007



UNITED STATES DISTRICT COURT JUDGE